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Typed Name: Kevin D. McCarthy
Date: November 5, 2008

Patent 0-05-165/16015/US/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Fishler
Serial no.: 10/552,377
371(c) Filing date: August 15, 2006
IA Filing date: April 8, 2004
Title: SOLID BIOCIDE FORMULATIONS
Examiner: Manu M. Manohar
Art Unit: 4161
Confirmation: 9287

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Response and Amendment

This response is in reply to the office action mailed on August 19, 2008. A response and amendment are set forth below, and a Change of Address form is attached as well.

In these amendments, the applicant retains 23 claims which is the original number filed; and changes claim 21 from a dependent claim to an independent claim. No additional fees are due because the original 23 claims had two independent claims, and converting claim 21 to an independent claim raises the total number of independent claims to three - which have been previously paid.

Claim Amendments

1. Please amend claims as shown on the attached marked-up pages.

Rejections under 35 U.S.C. § 101 and 112

2. The Examiner rejects claims 21 and 22 as being indefinite, because the claimed recitation of a use,